

AF/1600  
RECEIVED

JAN 07 2002

TECH CENTER 1600/2900

#12  
1-7-02  
BP

THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Re: Appeal to the Board of Appeals



Application of  
AMMERMANN et al.

Serial No. 09/403,654

Filed: October 25, 1999

For: EXPRESSION OF FUNGICIDE-BINDING POLYPEPTIDES IN PLANTS FOR GENERATING FUNGICIDE TOLERANCE

To: Hon. Commissioner of Patents and Trademarks

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D. C. 20036, on:

November 16, 2001  
Date of Deposit  
Karen Stamper  
Person Making Deposit  
Karen Stamper  
Signature  
November 16, 2001  
Date of Signature

1. ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Appeals from the decision dated 7/17/01 of the Primary Examiner finally rejecting claims 29-36, 39 AND 41-46.
2. ☒ A check to cover the extension fee of \$110.00 is enclosed.
3. ☐ **BRIEF** on appeal in this application is transmitted herewith.
4. ☐ An Oral Hearing is requested.  
☐ The Oral Hearing fee of \$280.00 is enclosed.
5. ☒ Fee \$320.00  
☒ Enclosed  
☐ Not required (Fee paid in prior appeal)  
☐ Charge to Deposit Account No. 11-0345.
6. ☒ The Commissioner is hereby authorized to charge any fees which may be further required, or credit any over payment to Account No. 11-0345. A duplicate copy of this sheet is attached.

Respectfully submitted,  
KEIL & WEINKAUF

01/04/2002 GTEFFERA 00000063 09403654

01 FC:119 320.00 OP  
02 FC:115 110.00 OP

HBK/kas  
1101 Connecticut Avenue, N.W.  
Washington, D.C. 20036  
(202) 659-0100

By H B Keil  
Herbert B. Keil  
Reg. No. 18,967